

Message

---

**From:** Maples, Brandon [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=9F0F99EC5B9C47B6A8A3601611E844A9-MAPLES, BRA]  
**Sent:** 9/29/2022 5:19:31 PM  
**To:** Johnson, Ken-E [Johnson.Ken-E@epa.gov]; Robledo, Joseph [Robledo.Joseph@epa.gov]; Maguire, Charles [maguire.charles@epa.gov]  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

I concur, that response sounds clear to me as well.

Brandon

---

**From:** Johnson, Ken-E <Johnson.Ken-E@epa.gov>  
**Sent:** Thursday, September 29, 2022 12:18 PM  
**To:** Robledo, Joseph <Robledo.Joseph@epa.gov>; Maguire, Charles <maguire.charles@epa.gov>  
**Cc:** Maples, Brandon <Maples.Brandon@epa.gov>  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

Joe – That response is clear and good in my opinion. Charles is out of the office today. I believe he's on travel to NM.

I'll be curious if the reporter asks how oversight works.

Ken Johnson, PE  
R6 Ground Water/UIC Section Supervisor  
214-665-8473 (office)  
Mail to: EPA Region 6  
1201 Elm Street, MC 6WDDG  
Suite 500  
Dallas, TX 75270

Hybrid schedule – telework M, Th, and Fri and office Tues and Wed

R6 UIC Program: <https://www.epa.gov/uic/underground-injection-control-epa-region-6-ar-la-nm-ok-and-tx>  
Class I hazardous injection wells: <https://www.epa.gov/uic/guidelines-completing-class-i-injection-well-no-migration-petitions>  
Class VI injection wells: [https://www.epa.gov/uic/class-vi-wells-used-geologic-sequestration-carbon-dioxide#Gui\\_docs](https://www.epa.gov/uic/class-vi-wells-used-geologic-sequestration-carbon-dioxide#Gui_docs)  
Induced Seismicity: <https://www.epa.gov/sites/production/files/2015-08/documents/induced-seismicity-201502.pdf>

---

**From:** Robledo, Joseph <Robledo.Joseph@epa.gov>  
**Sent:** Thursday, September 29, 2022 12:04 PM  
**To:** Johnson, Ken-E <Johnson.Ken-E@epa.gov>; Maguire, Charles <maguire.charles@epa.gov>  
**Cc:** Maples, Brandon <Maples.Brandon@epa.gov>  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

Thanks Ken, please correct the below response if this is not accurate. Also is Charles out today?

**Response:** Yes, LDNR would be the agency responsible for Class VI wells and EPA would have oversight responsibilities if primacy is granted.

**Joe Robledo**  
Press Officer  
U.S. EPA Region 6  
Office of External Affairs  
Work Cell (469-570-9896)  
[Robledo.joseph@epa.gov](mailto:Robledo.joseph@epa.gov)



---

**From:** Johnson, Ken-E <[Johnson.Ken-E@epa.gov](mailto:Johnson.Ken-E@epa.gov)>  
**Sent:** Thursday, September 29, 2022 10:00 AM  
**To:** Robledo, Joseph <[Robledo.Joseph@epa.gov](mailto:Robledo.Joseph@epa.gov)>; Maguire, Charles <[maguire.charles@epa.gov](mailto:maguire.charles@epa.gov)>  
**Cc:** Maples, Brandon <[Maples.Brandon@epa.gov](mailto:Maples.Brandon@epa.gov)>  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

Yes to LDNR approving Class VI permits if they receive primacy and yes EPA then would be in the role of UIC Class VI program oversight over LDNR

---

**From:** Robledo, Joseph <[Robledo.Joseph@epa.gov](mailto:Robledo.Joseph@epa.gov)>  
**Sent:** Thursday, September 29, 2022 9:55 AM  
**To:** Maguire, Charles <[maguire.charles@epa.gov](mailto:maguire.charles@epa.gov)>  
**Cc:** Johnson, Ken-E <[Johnson.Ken-E@epa.gov](mailto:Johnson.Ken-E@epa.gov)>; Maples, Brandon <[Maples.Brandon@epa.gov](mailto:Maples.Brandon@epa.gov)>  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

Charles,

Front office, wants a little clarification on the response (see highlighted below). I just added the word yes, let me know if you have anything further to add.

Isn't the answer yes re approving the permits and we are would be in the role of oversight?

**Response:** Yes, EPA would have oversight responsibilities if primacy is granted.

---

**From:** Maguire, Charles <[maguire.charles@epa.gov](mailto:maguire.charles@epa.gov)>  
**Sent:** Wednesday, September 28, 2022 6:24 PM  
**To:** Robledo, Joseph <[Robledo.Joseph@epa.gov](mailto:Robledo.Joseph@epa.gov)>  
**Cc:** Johnson, Ken-E <[Johnson.Ken-E@epa.gov](mailto:Johnson.Ken-E@epa.gov)>; Maples, Brandon <[Maples.Brandon@epa.gov](mailto:Maples.Brandon@epa.gov)>  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

EPA would have oversight responsibilities on the permits if it grants primacy.

---

**From:** Robledo, Joseph <[Robledo.Joseph@epa.gov](mailto:Robledo.Joseph@epa.gov)>  
**Sent:** Wednesday, September 28, 2022 4:07 PM  
**To:** Maguire, Charles <[maguire.charles@epa.gov](mailto:maguire.charles@epa.gov)>  
**Cc:** Johnson, Ken-E <[Johnson.Ken-E@epa.gov](mailto:Johnson.Ken-E@epa.gov)>; Maples, Brandon <[Maples.Brandon@epa.gov](mailto:Maples.Brandon@epa.gov)>  
**Subject:** RE: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

Charles,

We received a follow up inquiry from the same reporter, Ken has concurred with the response below. Let me know if you approve as well.

**Response:** Correct, this is in regard to the injection well itself.

**Reporter Question:** If the EPA were to grant LDNR's application for primacy, then LDNR would be the sole agency responsible for approving the Class VI permits, right?

**Joe Robledo**

Press Officer

U.S. EPA Region 6

Office of External Affairs

Work Cell (469-570-9896)

[Robledo.joseph@epa.gov](mailto:Robledo.joseph@epa.gov)



---

**From:** Maguire, Charles <[maguire.charles@epa.gov](mailto:maguire.charles@epa.gov)>

**Sent:** Wednesday, September 28, 2022 12:08 PM

**To:** Robledo, Joseph <[Robledo.Joseph@epa.gov](mailto:Robledo.Joseph@epa.gov)>

**Cc:** Johnson, Ken-E <[Johnson.Ken-E@epa.gov](mailto:Johnson.Ken-E@epa.gov)>; Maples, Brandon <[Maples.Brandon@epa.gov](mailto:Maples.Brandon@epa.gov)>

**Subject:** Re: Media Inquiry Class VI/Carbon Wells (Deadline ASAP)

Response is ok

Sent from my iPhone

On Sep 28, 2022, at 12:03 PM, Robledo, Joseph <[Robledo.Joseph@epa.gov](mailto:Robledo.Joseph@epa.gov)> wrote:

Hi Charles,

Please see the responses below regarding a media inquiry about class VI/carbon wells, responses were concurred by Ken Johnson and Brandon Maples. **Deadline is ASAP.**

**Media Inquiry:** I'm interested in learning more about Air Products' plans for a blue hydrogen/carbon capture project in Lake Maurepas in Louisiana, and would like to pose the following questions to your office:

Question #1. Is the company required to apply for and receive approval from the EPA for carbon wells?

Ex. 5 Deliberative Process (DP)

Question #2. If so, has the company initiated that process?

Ex. 5 Deliberative Process (DP)

Question #3. How long would that process normally take?

**Response:** At this moment, EPA cannot predict a specific time.

Question #4. Would it be possible for LDNR to supersede the EPA in issuing approval(s) for carbon wells in this case?

**Response: No, LDNR would have to apply and be approved for primacy in order to permit Class VI wells; otherwise, authority is delegated to EPA only.**

Question #5. If so, has LDNR expressed an interest in doing so?

**Response: Yes, LDNR has expressed an interest in receiving authority to permit Class VI wells and has submitted a primacy application that is currently under review at EPA HQ.**

Question #6. Would that require some sort of official delegation of authority from the EPA?

**Response: Yes, EPA's approval of LDNR's Class VI primacy application is the process by which EPA would delegate Class VI permitting authority to LDNR.**

**Joe Robledo**

Press Officer

U.S. EPA Region 6

Office of External Affairs

Work Cell (469-570-9896)

[Robledo.joseph@epa.gov](mailto:Robledo.joseph@epa.gov)

